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Amendment Under 37 C.F.R. § 1.116  
Group Art Unit 2875, Expedited Procedure

Docket No. 03500.014088.1  
Date: March 5, 2004

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
AND  
PETITION FOR EXTENSION OF TIME

In re Application of: TAIKO MOTOI ET AL.

Application No.: 10/086,334

For: ELECTRON-EMITTING DEVICE, ELECTRON  
SOURCE USING THE ELECTRON-EMITTING  
DEVICES, AND IMAGE-FORMING APPARATUS  
USING THE ELECTRON SOURCE

Filed: March 4, 2002

Group Art Unit: 2875

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants petition to extend the time for response to the Office Action of September 5, 2003. A check in the amount of \$950.00 in payment of the extension fee is enclosed. Please

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 5, 2004.

(Date of Deposit)

03/10/2004 CNGUYEN 00000060 10086334

01 FC:1401  
02 FC:1253

330.00 OP  
950.00 OP

**FRANK A. DeLUCIA (REG. NO. 42,476)**

(Name of Attorney for Applicant)

Signature

March 5, 2004

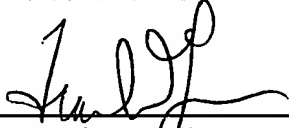
Date of Signature

charge any additional fee and credit any overpayment to our Deposit Account 06-1205.

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated September 5, 2003 of the Primary Examiner finally rejecting claims 13, 14 and 19-21.

The item(s) checked below are appropriate.

1. ☒ A Petition for a three-month extension of time to respond to the final rejection, together with the \$950.00 extension fee under 37 C.F.R. §1.17, is above.
2. ☐ A Petition for an additional \_\_\_\_ month extension of time to take further action, together with the \$\_\_\_\_ extension fee under 37 C.F.R. §1.17, was filed on \_\_\_\_
3. ☒ Fee \$330.00  
☐ Fee \$160.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)  
☒ Enclosed  
☐ Not required (fee paid in prior appeal)  
☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)
4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

  
\_\_\_\_\_  
Attorney for Applicants  
Registration No. 92476

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